

ASSIGNED

**AMENDED
APPLICATION FOR PERMIT**

Serial No. **10024**

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office SEP 29 1936
 Returned to applicant for correction APR 19 1937
 Corrected application filed JUN -1 1937

The undersigned Harry B. Wharton,
Name of applicant
 of Winnemucca, County of Humboldt,
 State of Nevada, hereby makes application for
 permission to appropriate the public waters of the State of Nevada, as
 hereinafter stated. (If applicant is a corporation, give date and place
 of incorporation.)

1. The source of the proposed appropriation is Engle Spring
Name of stream, lake, or other source
2. The amount of water applied for is one second-feet.
One-second-foot equals 40 miners' inches
3. The water to be used for Mining & Domestic purposes
Irrigation, power, mining, manufacturing, domestic, or other use
4. The water is to be diverted from its source at the following point:
At S. 19° 20' W. 29,823.00 Ft. from the SE. Cor. Sec. 32, T. 41 N., R. 36 E.,
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land, it should be so stated.
M.D.B.&M. (in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 31, T. 40 N., R. 36 E. of MDB&M., Unsurveyed.)

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is _____
- (b) Description of land to be irrigated _____
Describe by legal subdivision, or if on unsurveyed land it should

be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

- (c) Use will begin about _____ and end about _____, of each year.
Month Month

IF WATER IS TO BE USED FOR POWER, MINING, STOCK WATERING, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

- (d) Power to be developed is _____ horsepower.
- (e) Works to be located at or near point of diversion. (SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 31)
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section-corner.
- (f) Point of return of water to stream not to be returned
Describe in same manner as point of diversion.
- (g) State number and kinds of animals to be watered _____

- (h) Use will begin about Jan. 1st and end about Dec. 31st, of each year.
Month Month

- (i) Remarks Water in this small spring has been used for mining and domestic purposes for about 24 years by aid of small pipe and barrel at spring.

DESCRIPTION OF PROPOSED WORKS

Small shaft or well to be sunk at spring about 10 ft. deep and
 State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water
 pipe line about 100 ft. to overcome grade from bed rock said
 is to be stored in reservoirs, it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.
 pipeline to be two inch or four inch line according to amount
 of water developed.

5. Estimated cost of works about \$250.00
6. Estimated time required to construct works one year
7. Remarks

For use of applicant

Harry B. Wharton, Applicant.

By F. R. O'Leary
 Engineer for Applicant.

Compared RMG - C.T.

This sheet inspected

, Engineer.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application,
 and do hereby grant the same, subject to the following limitations and
 conditions:

This permit is issued subject to all prior rights. It is under-
 stood that the 1.0 cubic foot of water per second herein granted is only a
 temporary allowance and that the final water right obtained under this
 permit will be dependent upon the amount of water actually placed to a
 beneficial use. A suitable measuring device must be installed and accur-
 ate measurements of the water placed to a beneficial use must be included
 in the proof of such use when filed. The State reserves the right to regu-
 late the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount
 which can be applied to beneficial use, and not to exceed one (1.0)
 cubic foot per second.

Actual construction work shall begin on or before July 1, 1938

Proof of commencement of work shall be filed before August 1, 1938

Work must be prosecuted with reasonable diligence and be completed on or
 before July 1, 1940

Proof of completion of work shall be filed before August 1, 1940

Application of water to beneficial use shall be made on or before

July 1, 1941. Proof of the application of water to beneficial

use must be filed with State Engineer on or before August 1, 1941

Map Filed JUNE 2, 1937

Proof of commencement of work filed JAN 24 1939 WITNESS MY HAND AND SEAL this 24th day

Proof of completion of work filed MAY 2 1941

Proof of Beneficial use filed OCT 28 1941

Certificate No. 2617 Issued December 5, 1941 for 0.01 cfs - Mining & Domestic

Recorded December 8, 1941, Bk. A, Water, Page 210

Humboldt County Recorder

Alfred Merritt Smith

By

State Engineer

H.W. Reppert, Assistant State Engineer

Compared RMG - C.T.